

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, SEPTEMBER 29, 1980
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 2:19 p.m. The meeting was recessed by Mayor Wilson at 4:22 p.m. The meeting was reconvened by Mayor Wilson at 4:49 p.m. with Councilmembers Mitchell, Lowery, and Stirling not present. By common consent, Mayor Wilson adjourned the meeting at 5:35 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-excused by R-252787 (for vacation).

(2) Councilmember Cleator-present.

(3) Councilmember Lowery-present.

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (bb)

Sep-29-1980 ITEM-1:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-not present.

Councilmember Cleator-not present.

Councilmember Lowery-present.

Councilmember Williams-present.

Councilmember Schnaubelt-not present.

Councilmember Gotch-present.

Councilmember Stirling-present.

Councilmember Killea-present.

Sep-29-1980 ITEM-10:

FILE: MINUTES

DESCRIPTION:

Invocation was given by Reverend Milton Hay, First Christian Church of Clairemont.

Sep-29-1980 ITEM-20:

FILE: MINUTES

DESCRIPTION:

Pledge of Allegiance was led by Councilmember Killea.

Sep-29-1980 ITEM-30:

FILE: MEET

DESCRIPTION:

Matter of a Presentation to the City of a PEDESTRIAN SAFETY AWARD by the American Automobile Association.

COUNCIL ACTION: (Tape location: A036-099).

Award presented by Ronald Scott, Assistant Manager of the American Automobile Association.

Sep-29-1980 * ITEM-50:

FILE: ZONE 9/29/80

DESCRIPTION:

(O-81-19) (Continued from the Meeting of September 8, 1980 at the City Manager's request.) Incorporating LOT 29, WADSWORTH'S OLIVE GROVE, MAP-482 (approximately 4.75 acres), located on Home Avenue, north of vacated Laurel Street, in the Mid-City Community Plan area, into R-2 ZONE. (DISTRICT-3) (CASE-5-80-041. Introduced on 8/26/80. Council voted 8-0. District 4 not present.)

COUNCIL ACTION: (Tape location: A080-099).

Continued to October 27, 1980.

MOTION BY KILLEA TO CONTINUE TO OCTOBER 27, 1980 AT THE CITY MANAGER'S

REQUEST. Second by Stirling. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-51:

FILE: MEET

DESCRIPTION:

(O-81-2 Rev.) Amending Chapter IX, Article I of the San Diego Municipal Code by ADDING SECTIONS 91.02.1310 and 91.02.1413 AMENDING SECTIONS 1310 and 1413 of the UNIFORM BUILDING CODE, relating to FIRE WARNING SYSTEMS. (Introduced on 9/15/80. Council voted 5-3. Districts 2, 4 and 5 voted nay. District 3 not

present.)

COUNCIL ACTION: (Tape location: A099-130).

Adopted as Ordinance O-15349 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Killea.

Passed by the following vote: Mitchell-not present. Cleator-nay.

Lowery-yea. Williams-nay Schnaubelt-nay. Gotch-yea. Stirling-yea.

Killea-ye

Mayor Wilson-yea.

Sep-29-1980 * ITEM-52:

FILE: MEET

DESCRIPTION:

(O-81-53) Amending Ordinance No. O-15298 (New Series) entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1980-81 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" by

amending Document No. 00-15298-1, as amended, by RECLASSIFYING within Department 011 TWO (2.00) ADMINISTRATIVE SECRETARY POSITIONS to COUNCIL REPRESENTATIVE II, exempting said positions from the classified service, and establishing a salary rate therefor. (Introduced on 9/15/80. Council voted 7-0. Districts 3 and 4 not present.)

COUNCIL ACTION: (Tape location: A099-130).

Adopted as Ordinance O-15350 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Killea.

Passed by the following vote: Mitchell-not present. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-53:

FILE:

DESCRIPTION:

(O-81-69) Amending Chapter VI, Article I, Division 20 of the San Diego Municipal Code by ADDING SECTION 61.2044 relating to BONDS OF PARK FACILITIES DISTRICTS.

COUNCIL ACTION: (Tape location: A130-135).

Introduced, to be adopted October 13, 1980.

MOTION BY LOWERY TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-54:

FILE:

DESCRIPTION:

(O-81-64) Amending Section 1 of Ordinance No. O-12353 (New Series) adopted May 23, 1978, INCORPORATING a portion of the NORTHEAST 1/4 of SECTION 35, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M., RECORD OF SURVEY 719 and 8025, located on the north side of Foothill Road between Smythe Avenue and Beyer Way, into R-2 ZONE - extension of time to June 22, 1982. (CASE-48-78-5. San Ysidro

Community Plan area. DISTRICT-8)

COUNCIL ACTION: (Tape location: A130-135).

Introduced, to be adopted October 13, 1980.

MOTION BY KILLEA TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-100:

FILE: MEET

DESCRIPTION:

Three Resolutions relative to AWARDING CONTRACTS:

Subitem-A: (R-81-448)

Pre-Mixed Concrete Company for the purchase of ADDITIONAL READY-MIX CONCRETE as may be required for a nine-month period beginning October 1, 1980 and ending June 30, 1981 for an estimated cost including tax and terms of \$261,689.40. BID-3578

Subitem-B: (R-81-450)

San Diego Toro for the purchase of ONE RIDING VACUUM for a total actual cost including tax and terms of \$12,190. BID-3599

Subitem-C: (R-81-451)

California Cemetery Supply for the purchase of ONE TRIM-QUICK MEMORIAL TABLET TRIMMER, MODEL D WITH DIESEL ENGINE AND ACCESSORIES for an estimated cost including tax, terms and estimated delivery charge of \$11,316.98. BID-3629L

COUNCIL ACTION: (Tape location: A135-150).

Subitem-A adopted as Resolution

R-
252733.

Subitem-B adopted as Resolution R-252734.

Subitem-C adopted as

Resolution R-252735.

MOTION BY LOWERY TO ADOPT (A), (B), AND (C). Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-101:

FILE: CONT A-00128

DESCRIPTION:

(R-81-449) INVITING BIDS for the CONSTRUCTION OF SOUTH PACIFIC BEACH LIFEGUARD

STATION REMODEL on Specifications Document No. A-00128; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$31,500 from CAPITAL OUTLAY FUND 30245, CIP-27-006 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. BID-3618 (Pacific Beach Community area.

DISTRICT-6)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252736.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-102:

FILE: CONT A-00129

DESCRIPTION:

(R-81-452) INVITING BIDS for the CONSTRUCTION OF SOUTH MISSION BEACH LIFEGUARD

STATION on Specifications Document No. A-00129; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$85,500 from CAPITAL OUTLAY FUND 30245, CIP-27-008 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. BID-3620 (Mission Bay Community area. DISTRICT-6)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252737.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-103:

FILE: CONT A-00130

DESCRIPTION:

(R-81-454) INVITING BIDS for the RECONSTRUCTION OF EL CAMINO REAL AT THE SAN

DIEGUIO RIVER (STORM DAMAGE REPAIR) on Specifications Document No. A-00130; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$152,500 from STORM DAMAGE FUND 30300 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. BID-3622 (San Dieguito Community area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252738.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-104:

FILE: SUBD Sycamore Arms II

DESCRIPTION:

(R-81-542) Approving the FINAL SUBDIVISION MAP of SYCAMORE ARMS II and acknowledging receipt of SUBDIVIDER'S ASSURANCE OF COMPLIANCE with the Affirmative Marketing Program, a one-lot subdivision located southwesterly of Sunrise Drive and Sycamore Road. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252739.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-105:

FILE: SUBD Cee Gee Park Unit No. 1

DESCRIPTION:

(R-81-539) Declaring Marvin E. Gustafson and Lillian Gustafson to be in DEFAULT of the AGREEMENT for the improvement of CEE GEE PARK UNIT NO. 1 subdivision; directing the CITY ATTORNEY to cause NOTICE of this DECLARATION OF DEFAULT to be given to Marvin E. Gustafson and Lillian Gustafson and to the Surety Company of the Pacific; authorizing the CITY MANAGER to complete, or cause to be completed, above said work; waiving the requirement to underground the existing facilities. (Located southeasterly of Fairmount Avenue and Vandever Avenue. DISTRICT-7)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252740.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-106:

FILE: STRT D-2225

DESCRIPTION:

(R-81-499) GRANTING the PETITION for the improvement of the ALLEY in BLOCK 55, POINT LOMA HEIGHTS/BLOCK A, CATALINA MANOR under the 1911 Street Improvement

Act; directing the CITY MANAGER to prepare plans, specifications and Plat No. of the district. (Del Mar Heights Community area. DISTRICT-2)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252741.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-107:

FILE: STRT J-2342

DESCRIPTION:

(R-81-470) SETTING a PUBLIC HEARING on the INTENTION to VACATE HORTON AVENUE

between Maple Street and Laurel Street. (Middletown Community area. DISTRICT-8)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252742.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-108:

FILE: STRT J-2344

DESCRIPTION:

(R-81-485) SETTING a PUBLIC HEARING on the INTENTION to VACATE LINWOOD STREET

adjacent to LOT 3, BLOCK 509, and LOT 4, BLOCK 508, OLD SAN DIEGO, MISCELLANEOUS MAP-40. (Old Town Community area. DISTRICT-2)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252743.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-109:

FILE: STRT J-2251

DESCRIPTION:

(R-81-483) SETTING a PUBLIC HEARING on the INTENTION to VACATE NOYES STREET

adjacent to PARCEL 1, BLOCK 213, PARCEL MAP-3639. (Pacific Beach Community area. DISTRICT-6)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252744.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-110:

FILE: STRT J-2343

DESCRIPTION:

(R-81-476) SETTING a PUBLIC HEARING on the INTENTION to VACATE 49th STREET between Imperial Avenue and Franklin Avenue. (Southeast San Diego Community area. DISTRICT-4)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252745.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-111:

FILE: DEED F-476

DESCRIPTION:

(R-81-538) Authorizing the MAYOR and CITY CLERK to execute a GRANT DEED conveying to the State of California, a portion of LOT 43 of RANCHO MISSION of SAN DIEGO for the purpose of the WIDENING of INTERSTATE 15; authorizing the execution of a RIGHT-OF-WAY CONTRACT with the State of California in connection with the above described property. (Located on the west side of Interstate 15 between Interstate 8 and San Diego Mission Road. Mission Valley area. DISTRICT-5)

COUNCIL ACTION:

(Tape location: A135-150).

Adopted as Resolution R-252746.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-

yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-112:

FILE: DEED F-477

DESCRIPTION:

(R-81-495) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Wayne and Mary L. Lawyer, conveying to City the permanent easement and right-of-way for a public street and incidents thereto over, under, upon, along and across all that portion of the northerly half of the northeasterly quarter of SECTION 79 of RANCHO DE LA NACION, MAP-166; dedicating said land as and for a public street and naming the same VARNEY DRIVE. (Located on Varney Drive south of Stamen Street. DISTRICT-4)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252747.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-113:

FILE: MEET

DESCRIPTION:

(R-81-535) Authorizing the execution of an AGREEMENT with Victor E. Bermudes, Architect, to provide professional services in connection with the proposed RENOVATION of the MID-CITY COMMUNITY CLINIC BUILDING; authorizing the EXPENDITURE of \$20,000 from CDBG FUND 18516 for said purpose and related costs. (East San Diego Community area. DISTRICT-3)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252748.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-114:

FILE: MEET

DESCRIPTION:

(R-81-536) Authorizing the execution of an AGREEMENT with Loch Crane & Associates, Architects, for professional services in connection with the DESIGN and CONSTRUCTION of the NEIGHBORHOOD HOUSE EXPANSION PROJECT; authorizing the EXPENDITURE of \$26,000 from CIP-37-151 for said project and related costs. (Southeast San Diego Community area. DISTRICT-4)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252749.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-115:

FILE: MEET

DESCRIPTION:

(R-81-537) Authorizing the execution of an AGREEMENT with the State of California, Department of Parks and Recreation for the purpose of receiving a PLANNING GRANT in the amount of \$45,000 for the SPRECKELS ORGAN PAVILION RESTORATION - PHASE II PROJECT; authorizing the execution of a SECOND AMENDMENT to AGREEMENT with Szabo & Carrick, Architects, for professional services required for the above; authorizing the EXPENDITURE of \$90,000 from the SPRECKELS ORGAN PAVILION RESTORATION FUND 39010 for said project and related costs. (Balboa Park Community area. DISTRICT-8)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252750.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-116:

FILE: MEET

DESCRIPTION:

(R-81-469) Authorizing the CITY MANAGER to enter into an AGREEMENT with the State of California for the purpose of providing for the performance of certain MAINTENANCE by the City on STATE HIGHWAYS.

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252751.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-117:

FILE: DEED F-478

DESCRIPTION:

(R-81-369) Authorizing the execution of a RIGHT-OF-WAY CONTRACT with the State of California, Department of Transportation, providing for the conveyance of certain City property known as portions of LOTS 64, 65, 66 and 67, EL CAJON VALLEY COMPANY'S LANDS; authorizing the MAYOR and CITY CLERK to execute a DEED

conveying to the State of California fee title to the above said property and temporary construction easements affecting the same and TRACT 69, EL CAJON VALLEY COMPANY'S LANDS.

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252752.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-118:

FILE: MEET

DESCRIPTION:

(R-81-468) Authorizing the execution of a FIRST AMENDMENT to AGREEMENT with Kercheval and Associates, Inc., Civil Engineers, for profession services to prepare plans and documents for the RECONSTRUCTION of the SEAWALL adjacent to the Children's Pool Lifeguard Facility; authorizing the EXPENDITURE of \$6,600 from CIP-27-009.1, CHILDREN'S POOL WALL RECONSTRUCTION, CAPITAL OUTLAY FUND

30245 for the above. (La Jolla Community area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252753.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-119:

FILE: SUBD Torrey Pines Science Park Unit 3

DESCRIPTION:

(R-81-428) Approving CHANGE ORDER NO. 5, dated May 28, 1980; CHANGE ORDER NO. 7, dated May 6, 1980; and CHANGE ORDER NO. 8, dated July 29, 1980, respectively, issued in connection with the contract between the City and Metro-Young Construction Company for the construction of improvements of TORREY PINES SCIENCE PARK UNIT 3; approving said changes amounting to a NET INCREASE in the contract price of \$15,279.41, \$29,651.40 and \$7,760.27, respectively, for a total net increase of \$52,691.08; authorizing the CITY AUDITOR to TRANSFER the sum of \$68,500 from CAMPUS POINT SUBDIVISION (Resolution No. R-224096) to TORREY PINES SCIENCE PARK UNIT 3 (CIP-39-016.2) for this project. (La Jolla Community area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252754.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-120:

FILE: MEET

DESCRIPTION:

(R-81-549) Authorizing the execution of a RELEASE AND SETTLEMENT AGREEMENT in settlement of the contract dispute between A & J Construction Company and the City of San Diego; authorizing the CITY AUDITOR AND COMPTROLLER to issue a WARRANT CHECK in the amount of \$3,954.33 to A & J Construction Company, pursuant to the Release and Settlement Agreement.

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252755.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-121:

FILE: MEET

DESCRIPTION:

(R-81-552) Approving the PARCEL MAP of PARCEL 1 of PUEBLO LOT 1355.

(DISTRICT-1)

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252756.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-122:

FILE: MEET

DESCRIPTION:

(R-81-546) Excusing COUNCILMAN BILL CLEATOR from the PUBLIC SERVICES AND SAFETY COMMITTEE MEETING of September 17, 1980 and all CITY COUNCIL and COUNCIL COMMITTEE MEETINGS during the period October 6, 1980 through October 16, 1980 for the purpose of VACATION.

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252757.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-203:

FILE: DEED F-479

DESCRIPTION:

(R-81-530) Authorizing the SALE of LOT 40, BLOCK 150 CHOATE'S ADDITION, MAP-167 to the highest bidder at the September 29, 1980 auction; authorizing

the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8)

COUNCIL ACTION: (Tape location: D530-585).

Adopted as Resolution R-252758.

MOTION BY SCHNAUBELT TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-204:

FILE: DEED F-480

DESCRIPTION:

(R-81-531) Authorizing the SALE of LOT 44, BLOCK 150 of CHOATE'S ADDITION, MAP-167 to the highest bidder at the September 29, 1980 auction; authorizing the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8)

COUNCIL ACTION: (Tape location: D530-585).

Adopted as Resolution R-252759.

MOTION BY SCHNAUBELT TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-205:

FILE: DEED R-481

DESCRIPTION:

(R-81-532) Authorizing the SALE of LOT C of FAIRHAVEN ACRES, MAP-1490 to the highest bidder at the September 29, 1980 auction; authorizing the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-3)

COUNCIL ACTION: (Tape location: D530-585).

Adopted as Resolution R-252760.

MOTION BY SCHNAUBELT TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-206:

FILE: DEED F-279

DESCRIPTION:

(R-81-528) Authorizing the SALE of LOTS 19-23, BLOCK 86, CITY HEIGHTS, AMENDED MAP-1007 to the highest bidder at the September 29, 1980 auction; authorizing the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-3)

COUNCIL ACTION: (Tape location: S530-585).

Adopted as Resolution R-252761.

MOTION BY SCHNAUBELT TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-207:

FILE: DEED R-280

DESCRIPTION:

(R-81-529) Authorizing the SALE of a portion of LOTS 9-12, BLOCK 113 of CITY HEIGHTS, AMENDED MAP-1007 to the highest bidder at the September 29, 1980 auction; authorizing the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8)

COUNCIL ACTION: (Tape location: D530-585).

Adopted as Resolution R-252762.

MOTION BY SCHNAUBELT TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-208:

FILE: -

DESCRIPTION:

(R-81-533) Authorizing the SALE of a portion of LOT 390, PRINCESS GARDENS UNIT NO. 7, MAP-6834 to the highest bidder at the September 29, 1980 auction;

authorizing the execution of a GRANT DEED, granting to the highest bidder at said auction said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-7)

COUNCIL ACTION: (Tape location: D530-585).

Returned to the City Manager.

MOTION BY SCHNAUBELT TO RETURN TO THE CITY MANAGER AT THE CITY MANAGER'S

REQUEST. Second by Killea. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ITEM-209:

FILE:

Subitem-A ZONE 9/29/80

Subitem-C SUBD TM-80-38

Subitem-D, PERM PRD-194

DESCRIPTION:

a - REQUEST of McDONALD, HECHT & WORLEY, by Paul E. Robinson, to REZONE a portion of LOT 11, PACIFIC BEACH, MAP-854 and a portion of LOT 26, SOLEDAD TERRACE, MAP-1618 (approximately 3.52 acres), located on the north side of Loring Street between Windsor Drive and Los Altos Drive, in the Mission-Pacific Beach Community Plan area, from ZONE R-1-20 to ZONE R-1-10.

(CASE-5-80-010)

b - APPEAL of McDONALD, HECHT & WORLEY, by Paul E. Robinson, from the decision of the PLANNING COMMISSION in DENYING TENTATIVE SUBDIVISION MAP-80-38 (LOS

ALTOS) which proposes a 14-lot subdivision of a portion of LOT 11, PACIFIC BEACH, MAP-854 and a portion of LOT 26, SOLEDAD TERRACE, MAP-1618. The subject property is located on the north side of Loring Street, east of Windsor Drive in the R-1-20 (proposed R-1-10) ZONE and within the boundaries of the Mission-Pacific Beach Community Plan. (TM-80-38)

c - APPEAL of McDONALD, HECHT & WORLEY, by Paul E. Robinson, from the decision of the PLANNING COMMISSION in DENYING PLANNED RESIDENTIAL DEVELOPMENT PERMIT

NO. 194, to construct 13 dwelling units with parking and landscaping on 3.52 acres in the R-1-20 (proposed R-1-10) ZONE and within the boundaries of the Mission-Pacific Beach Community Plan. The subject property is located on the north side of Loring Street, east of Windsor Drive and is more particularly described as a portion of LOT 11, PACIFIC BEACH, MAP-854 and a portion of LOT

26, SOLEDAD TERRACE, MAP-1618. (PRD-194) (DISTRICT-6)

Subitem-A: (R-81-115)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-02-10 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-81-7)

INTRODUCTION of an ORDINANCE for R-1-10 Zoning.

Subitem-C: (R-81-)

Adoption of a RESOLUTION granting or denying the appeal and the tentative map, with appropriate findings to support Council action.

Subitem-D: (R-81-)

Adoption of a RESOLUTION granting or denying the appeal and the permit, with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: A225-C525).

Subitem-A adopted as Resolution R-252763.

Subitem-B filed.

Subitem-C adopted as Resolution R-252764, denying the appeal and tentative map.

Subitem-D adopted as Resolution R-252765, denying the appeal and permit.

Hearing began at 2:35 p.m. and halted at 4:22 p.m.

Testimony in favor by Paul Robinson, Dan Biggs, and Pat DeVore.

Testimony in opposition by James Milch, Pat Hansen, Thomas Chadwick, Max Treece, Jeslyn Rodriguez, Alex Leondes, Dr. Allan Rosenblatt, Richard Duhamel, and Nancy Stockwell.

Second by Lowery. Passed by the following vote: Yeas-2, 3, 4, 5, 6, 7, 8, M.

Nays-None. Not present-1.

MOTION BY GOTCH TO CLOSE HEARING, ADOPT (A), FILE (B), DENY APPEAL AND TENTATIVE MAP (C), AND DENY APPEAL AND PERMIT (D). Second by Killea. Passed by the following vote: Mitchell-not present. Cleator-nay. Lowery-yea.

Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-S400:

FILE:

DESCRIPTION:

(O-81-36) INTRODUCTION of an ORDINANCE EXEMPTING San Diego Gas & Electric Company from OBTAINING ELECTRICAL PERMITS to INSTALL RADIO-CONTROLLED RELAYS

on privately- owned air conditioners and electric hot water heaters. (See City Manager Report CMR-80-486.)

COUNCIL ACTION: (Tape location: A130-135).

Introduced, to be adopted October 13, 1980.

MOTION BY LOWERY TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 * ITEM-S401:

FILE: MEET

DESCRIPTION:

(R-81-575) Authorizing the execution of an AGREEMENT with Ms. Ann Auer for the CONTINUATION of an EXPERIMENTAL FAMILY REFERRAL PROGRAM from October 1980

through June 1981; authorizing the EXPENDITURE of \$37,500 from the GENERAL FUND 100, DEPARTMENT/FUNCTION 11112, OBJECT ACCOUNT 4222 for said program.

COUNCIL ACTION: (Tape location: A135-150).

Adopted as Resolution R-252766.

MOTION BY LOWERY TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-29-1980 ADJOURNMENT:

FILE: Minutes File

DESCRIPTION:

By Common Consent, Mayor Wilson adjourned the meeting at 5:35 p.m.